

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

GAYLE DISQUE,

Plaintiff,

Civil No. 09-685-HA

v.

ORDER

Commissioner of Social Security,

Defendant.

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HAGGERTY, District Judge:

The parties advance a stipulated Motion to for an Order Awarding Fees [21] pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. This motion is granted in the amount of \$4,625.00, upon verification that plaintiff has no debt to the government which qualifies for offset against the awarded fees, pursuant to the reasoning addressed in *Astrue v. Ratliff*, \_\_\_ U.S. \_\_\_, 130 S. Ct. 2521, 2527 (2010) (EAJA awards fees to the litigant, subjecting the fee calculation "to a federal administrative offset if the litigant has outstanding federal debts."). If plaintiff has no such debt, then payment of \$4,625.00 shall be made to Tim Wilborn, and mailed to his office at P.O. Box 2768, Oregon City, Oregon, zip code 97045.

If plaintiff has such debt, then the check for any remaining funds after offset of the debt shall be made out to plaintiff and mailed to his counsel's office at the address provided above.

Counsel represents that plaintiff's net worth does not exceed two million dollars.

IT IS SO ORDERED.

DATED this 26 day of January, 2011.

/s/ ANCER L. HAGGERTY  
ANCER L. HAGGERTY  
United States District Judge